

NOV 02 2010

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. DUDLEY, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

UNITED STATES OF AMERICA, )  
)  
) **Case No. 7:07CR00030**  
v. ) **(Case No. 7:10CV80245)**  
)  
) **FINAL ORDER & JUDGMENT**  
ENRIQUE SARDINETAS-SANCHEZ, )  
)  
) **By: Glen E. Conrad**  
**Defendant.** ) **Chief United States District Judge**  
)

For the reasons stated in the memorandum opinion entered this day, it is

**ADJUDGED AND ORDERED**

that the motion to dismiss is hereby **GRANTED**, and the motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, is **DISMISSED** and stricken from the active docket of the court. Based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right, a certificate of appealability is **DENIED**.

The Clerk is directed to send copies of this judgment and order to the defendant.

ENTER: This 2<sup>d</sup> day of November, 2010.

*[Signature]*

Chief United States District Judge